



I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Air Mail, No. ER 540910079US, in an envelope addressed to the Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: January 14, 2005

Signature:

*Monica L. Thomas*  
(Monica L. Thomas)

Docket No.: AH-UTXC:681US  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
David J. Yang et al.

Application No.: 10/024,678

Filed: December 18, 2001

Art Unit: 3723

For: LOCAL REGIONAL CHEMOTHERAPY AND  
RADIOTHERAPY USING IN SITU  
HYDROGEL

Examiner: B. M. Fubara

**NOTICE OF APPEAL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Appeals from the decision of the Patent Examiner dated October 14, 2004, finally rejecting claims **1-3, 5, 8-17, and 126-128** of the above-identified patent application.

Our check in the amount of \$250.00 covering the fee set forth in 37 CFR 41.20(b)(1) is enclosed. The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 06-2375, under Order No. AH-UTXC:681US. A duplicate copy of this paper is enclosed.

Dated: January 14, 2005

Respectfully submitted,

By *Melissa L. Sistrunk*  
Melissa L. Sistrunk  
Registration No.: 45,579  
FULBRIGHT & JAWORSKI L.L.P.  
1301 McKinney, Suite 5100  
Houston, Texas 77010-3095  
(713) 651-5151  
(713) 651-5246 (Fax)  
Attorney for Applicant